

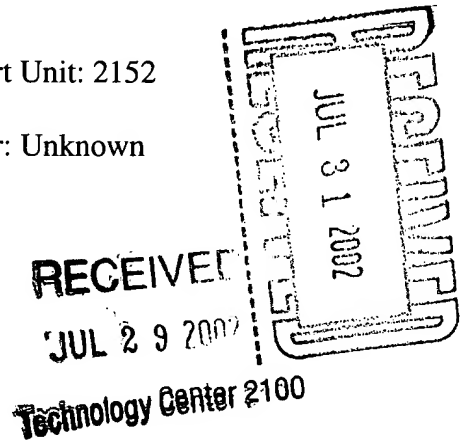
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PATENT  
Customer No. 22,852  
Attorney Docket No. 8159.0001-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Charles Eric HUNTER et al. ) Group Art Unit: 2152  
)  
Application No.: 09/684,442 ) Examiner: Unknown  
)  
Filed: October 6, 2000 )  
)  
For: MUSIC DISTRIBUTION SYSTEMS )

Assistant Commissioner for Patents  
Washington, DC 20231



Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the following documents, which are also listed on an attached form PTO-1449. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by initialing them on the attached form PTO-1449, and returning a copy of the form PTO-1449 with the next communication to applicants.

For the Examiner's convenience, applicants have grouped the documents into groups A-J to assist the Examiner during the examination of this application. Applicants believe that the documents in groups D-H and J may be relevant to the claimed subject matter of this application, however, documents in the other groups may also be relevant. Therefore, applicants respectfully request that the Examiner consider all of the documents listed herein. Copies of the listed documents have been submitted in parent application Nos. 09/385,671, 09/493,854, and 09/502,069, unless otherwise noted.

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**A. Personal Ordering Systems and Methods**

U.S. Patent Documents

4,654,482 DeAngelis (March 1987)  
4,734,858 Schlafly (March 1988)  
4,797,913 Kaplan et al. (January 1989)  
4,812,843 Champion, III et al. (March 1989)  
5,051,822 Rhoades (September 1991)  
5,465,291 Barrus et al. (November 1995)  
5,799,285 Klingman (August 1998)  
5,835,896 Fisher et al. (November 1998)  
5,860,068 Cook (January 1999)  
5,870,717 Weicha (February 1999)  
5,890,136 Kipp (March 1999)  
5,897,622 Blinn et al. (April 1999)  
5,899,980 Wilf et al. (May 1999)  
5,903,878 Talati (May 1999)  
5,909,492 Payne et al. (June 1999)  
5,918,213 Bernard et al. (June 1999)  
5,940,807 Purcell (August 1999)  
5,946,665 Suzuki et al. (August 1999)  
5,960,411 Hartman et al. (September 1999)  
5,963,915 Kirsch (October 1999)  
5,966,697 Fergerson et al. (October 1999)  
5,970,471 Hill (October 1999)  
5,970,472 Alsop et al. (October 1999)  
5,970,473 Gerzberg et al. (October 1999)  
5,970,474 Leroy et al. (October 1999)  
5,970,475 Barnes et al. (October 1999)  
5,978,775 Chen (November 1999)  
5,983,199 Kaneko (November 1999)  
5,983,200 Slotznick (November 1999)  
5,983,201 Fay (November 1999)  
5,992,888 North et al. (November 1999)  
6,067,532 Gebb (May 2000)  
6,073,372 Davis (June 2000)  
6,233,682 Fritsch (May 2001)  
2001/0013037 A1 Matsumoto (August 9, 2001)

**RECEIVED**

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Foreign Patent Documents

WO 01/41013 (June 7, 2001)

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Other Documents

- "Wink Television Press Room," <http://www.wink.com/contents/PressReleases.shtml>, downloaded and printed on 5/14/02.
- "Wink Announces First National Advertising Partners: AT&T, Levi Strauss & Co., and GE," <http://www.wink.com/contents/PressReleases/930708938/content.shtml>, downloaded and printed on 5/14/02, dated Sept. 9, 1998.
- "Wink Communications, Inc., Changes the Advertising Landscape," <http://www.wink.com/contents/PressReleases/930709807/content.shtml> downloaded and printed on 5/14/02, dated January 21, 1999.
- "Wink's History," <http://www.wink.com/contents/history.shtml>, downloaded and printed on 5/14/02.
- "How Wink Works," <http://www.wink.com/contents/howitworks.shtml>, downloaded and printed on 5/14/02.
- "What is Wink: Examples," <http://www.wink.com/contents/examples.shtml>, downloaded and printed on 5/14/02.
- "The Wink System," [http://www.wink.com/contents/tech\\_diagram.shtml](http://www.wink.com/contents/tech_diagram.shtml), downloaded and printed on 5/14/02.
- "Wink Response Server and Wink Response Network," [http://www.wink.com/contents/tech\\_wrs.shtml](http://www.wink.com/contents/tech_wrs.shtml), downloaded and printed on 5/14/02.
- "ICAP and HTML (ATVEF)," [http://www.wink.com/contents/tech\\_icap.shtml](http://www.wink.com/contents/tech_icap.shtml), downloaded and printed on 5/14/02.
- "Wink Studio and Wink Server Studio," [http://www.wink.com/contents/tech\\_studio.shtml](http://www.wink.com/contents/tech_studio.shtml), downloaded and printed on 5/14/02.
- "Wink Broadcast Server," [http://www.wink.com/contents/tech\\_wbs.shtml](http://www.wink.com/contents/tech_wbs.shtml), downloaded and printed on 5/14/02.
- "Wink Client Software," [http://www.wink.com/contents/tech\\_engine.shtml](http://www.wink.com/contents/tech_engine.shtml) downloaded and printed on 5/14/02.
- "Onsale Invoice," <http://www.onsale.com/cgi-win/invoice.exe>, dated January 19, 1998, printed January 20, 1998, (Copyright 1997).
- \* Onsale Packing Sheet (Jason Deep Space Series 225 X 60 Astronomy Telescope), received July 1999.
- \* Egghead Packing Receipt (Franklin Rex Organizer), received December 1999.
- \* "Sell Goods to Egghead.com," [http://www.egghead.com/ShowPage.dll?page=hd\\_aboutus\\_sellgoods\\_p](http://www.egghead.com/ShowPage.dll?page=hd_aboutus_sellgoods_p), printed September 29, 2001.

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\* These documents were cited by the Examiner of U.S. Application No. 09/645,086, but copies were never provided to applicants and are therefore not being submitted.

- \* "Demographics profile,"  
[http://www.egghead.com/ShowPage.dll?page=hd\\_aboutus\\_demo\\_p](http://www.egghead.com/ShowPage.dll?page=hd_aboutus_demo_p), printed  
September 29, 2001.
  - \* "About us," [http://www.egghead.com/ShowPage.dll?page=hd\\_aboutus\\_aboutus\\_p](http://www.egghead.com/ShowPage.dll?page=hd_aboutus_aboutus_p),  
printed September 29, 2001.
  - \* "Privacy and Security Policy,"  
[http://www.egghead.com/ShowPage.dll?page=hd\\_policy\\_policyandprivacy\\_p](http://www.egghead.com/ShowPage.dll?page=hd_policy_policyandprivacy_p),  
printed September 29, 2001.
  - \* "Registration," [http://www.egghead.com/ShowPage.dll?page=reg\\_page1\\_ceos&S=1](http://www.egghead.com/ShowPage.dll?page=reg_page1_ceos&S=1),  
printed September 26, 2001.
  - \* "New Credit Information," <https://secure.fairmarket.com/secure/Cre...FM1001>,  
printed September 26, 2001.
  - \* "Quadrant 256MB, PC133 (PC-100 Compatible), 32X64, 7ns, 168-Pin, SdRAM  
DIMM Module (New),"  
[wysiwyg://253/http://auctions.egghead.com...LotNo=65659811&BatchNo=0](http://www.egghead.com/LotNo=65659811&BatchNo=0),  
printed September 24, 2001.
  - \* "Ashton Digital VisionGate 52 15.1' TFT-LCD, Pivot Screen, USB Hub, w/  
Speakers," [wysiwyg://253/http://auctions.egghead.com...LotNo=66044439](http://www.egghead.com/LotNo=66044439),  
printed September 26, 2001.
  - \* "Login/Logout," <http://www.egghead.com/ShowPage.dll?page...44439>, printed  
September 29, 2001.
  - \* "Enter Your Bid," [wysiwyg://218/http://auctions.egghead.com...5a99](http://www.egghead.com/LotNo=66044439), printed  
September 29, 2001.
  - \* "Enter Your Bid," <https://auctions.egghead.com/scripts/...LotNo=66044439>, printed  
September 29, 2001.
  - \* "Confirm Your Bid," [wysiwyg://220/http://auctions.egghead.com...ShipCountry=US](http://www.egghead.com/ShipCountry=US),  
printed September 29, 2001.
  - \* "Bid Receipt for Bid No. 5270411,"  
[wysiwyg://220/http://auctions.egghead.com...KioskListing=0](http://www.egghead.com/KioskListing=0), printed September  
29, 2001.
  - \* "Universal Product Code(UPC) and EAN Article Numbering Code (EAN) Page,"  
<http://www.adams1.com/pub/russadam/upccode.html>, by Russ Adams, printed  
September 24, 2001.
- "Internet Archive Way Back Machine- Searched for <http://www.egghead.com>," printed  
April 8, 2002, (Copyright 2001).
- "Internet Archive Way Back Machine- Searched for <http://www.onsale.com>," printed  
April 8, 2002, (Copyright 2001).

**B. Billboard and Display Systems**

U.S. Patent Documents

3,373,517 Halperin (March 1968)  
3,376,465 Corpew (April 1968)  
3,941,926 Slobodzian et al. (March 1976)  
4,368,485 Midland (January 1983)

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4,559,480 Nobs (December 1985)  
4,734,779 Levis et al. (March 1988)  
4,761,641 Schreiber (August 1988)  
4,812,843 Champion, III et al. (March 1999)  
5,214,793 Conway et al. (May 1993)  
5,233,423 Jernigan et al. (August 1993)  
5,257,017 Jones et al. (October 1993)  
5,274,762 Peterson et al. (December 1993)  
5,469,020 Herrick (November 1995)  
5,486,819 Horie (January 1996)  
5,543,856 Rosser et al. (August 1996)  
5,612,741 Loban et al. (March 1997)  
5,630,067 Kindell et al. (May 1997)  
5,644,859 Hsu (July 1997)  
5,724,062 Hunter (March 1998)  
5,781,734 Ohno et al. (July 1998)  
5,845,083 Hamadani et al. (December 1998)  
5,848,129 Baker (December 1998)  
5,898,384 Alt et al. (April 1999)  
5,934,795 Rykowski et al. (August 1999)  
5,992,888 North et al. (November 1999)  
6,073,372 Davis (June 2000)  
2001/0032131 A1 Mowry (October 18, 2001)

Other Documents

"Making Digital Cinema Actually Happen- What it Takes and Who's Going to Do It.,"  
Steven A Morley, Copyright 1998.  
"Streaming Onto the Movie Screen, with Nary a Scratch," Karen J. Bannan, The New  
York Times, May 9, 2002, page E5.

**C. Emergency Notification Systems and Methods**

U.S. Patent Documents

3,848,193 Martin et al. (November 1974)  
3,993,995 Belcher et al. (November 1976)  
4,155,042 Permut et al. (May 1979)  
4,476,488 Merrell (October 1984)  
4,812,843 Champion, III et al. (March 1989)  
5,121,430 Ganzer et al. (June 1992)  
5,214,793 Conway et al. (May 1993)  
5,260,778 Kauffman et al. (November 1993)  
5,420,923 Beyers, II et al. (May 1995)  
5,486,819 Horie (January 1996)  
5,495,283 Cowe (February 1996)

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5,512,935 Majeti et al. (April 1996)  
5,628,050 McGraw et al. (May 1997)  
5,659,366 Kerman (August 1997)  
5,724,525 Beyers, II et al. (March 1998)

**D. Copyright Protection/ Payment for Media Content**

U.S. Patent Documents

4,595,950 Lofberg (June 1986)  
4,949,187 Cohen (August 1990)  
5,051,822 Rhoades (September 1991)  
5,073,925 Nagata et al. (December 1991)  
5,355,302 Martin et al. (October 1994)  
5,418,713 Allen (May 1995)  
5,428,606 Moskowitz (June 1995)  
5,497,479 Hornbuckle (March 1996)  
5,513,260 Ryan (April 1996)  
5,530,751 Morris (June 1996)  
5,532,920 Hartrick et al. (July 1996)  
5,557,541 Schulhof et al. (September 1996)  
5,592,511 Schoen et al. (January 1997)  
5,619,247 Russo (April 1997)  
5,646,997 Barton (July 1997)  
5,654,747 Ottesen et al. (August 1997)  
5,659,613 Copeland et al. (August 1997)  
5,664,018 Leighton (September 1997)  
5,684,918 Abecassis (November 1997)  
5,721,951 DorEl (February 1998)  
5,781,734 Ohno et al. (July 1998)  
5,805,154 Brown (September 1998)  
5,809,139 Girod et al. (September 1998)  
5,822,432 Moskowitz et al. (October 1998)  
5,832,287 Atalla (November 1998)  
5,848,155 Cox (December 1998)  
5,889,868 Moskowitz et al. (March 1999)  
5,905,800 Moskowitz et al. (May 1999)  
5,915,027 Cox et al. (June 1999)  
5,930,369 Cox et al. (July 1999)  
5,933,798 Linnartz (August 1999)  
5,940,135 Petrovic et al. (August 1999)  
5,949,885 Leighton (September 1999)  
5,959,945 Klieman et al. (September 1999)  
5,960,081 Vynne et al. (September 1999)  
5,963,917 Ogram (October 1999)  
5,978,775 Chen (November 1999)

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6,002,772 Saito (December 1999)  
6,025,868 Russo (February 2000)  
6,052,554 Hendricks et al. (April 2000)  
6,091,883 Artigalas et al. (July 2000)  
6,148,142 Anderson (November 2000)  
6,240,401 Oren et al. (May 2001)  
2001/0010045 A1 Stefik et al. (July 26, 2001)  
2001/0013120 A1 Tsukamoto (August 9, 2001)  
2001/0014882 A1 Stefik et al. (August 16, 2001)  
2001/0016836 A1 Boccon Gibod et al. (August 23, 2001)  
2001/0017920 A1 Son et al. (August 30, 2001)  
2001/0018742 A1 Hirai (August 30, 2001)  
2001/0023416 A1 Hosokawa (September 20, 2001)  
2001/0023417 A1 Stefik et al. (September 20, 2001)  
2001/0025316 A1 Oh (September 27, 2001)  
2001/0025269 A1 Otsuka (September 27, 2001)  
2001/0027561 A1 White et al. (October 4, 2001)  
2001/0027563 A1 White et al. (October 4, 2001)  
2001/0029491 A1 Yonetta et al. (October 11, 2001)  
2001/0029538 A1 Blockton et al. (October 11, 2001)  
2001/0032187 A1 Nuttall (October 18, 2001)  
2001/0032312 A1 Runje et al. (October 18, 2001)  
2001/0034714 A1 Terao et al. (October 25, 2001)

Foreign Patent Documents

EP 0 975 111 A2 (January 26, 2000)  
WO 96/26605 (February 23, 1995)

**E. Set Top Boxes**

U.S. Patent Documents

4,575,750 Callahan (March 1986)  
4,595,950 Lofberg (June 1986)  
4,716,410 Nozaki (December 1987)  
4,847,825 Levine (July 1989)  
5,133,079 Ballantyne et al. (July 1992)  
5,420,647 Levine (May 1995)  
5,497,186 Kawasaki (March 1996)  
5,512,935 Majeti et al. (April 1996)  
5,559,549 Hendricks et al. (September 1996)  
5,565,909 Thibadeau et al. (October 1996)  
5,600,839 MacDonald (February 1997)  
5,630,067 Kindell et al. (May 1997)  
5,640,453 Schuchman et al. (June 1997)

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5,646,603 Nagata et al. (July 1997)  
5,654,747 Ottesen et al. (August 1997)  
5,686,954 Yoshinobu et al. (November 1997)  
5,701,161 Williams (December 1997)  
5,701,383 Russo et al. (December 1997)  
5,721,827 Logan et al. (February 1998)  
5,721,951 DorEl (February 1998)  
5,724,091 Freeman et al. (March 1998)  
5,748,716 Levine (May 1998)  
5,760,820 Eda et al. (June 1998)  
5,790,202 Kummer et al. (August 1998)  
5,790,937 Gutle (August 1998)  
5,825,354 Ahmad et al. (October 1998)  
5,845,083 Hamadani et al. (December 1998)  
5,898,384 Alt et al. (April 1999)  
5,969,283 Looney et al. (October 1999)  
5,988,078 Levine (November 1999)  
6,013,007 Root et al. (January 2000)  
6,014,491 Hair (January 2000)  
6,052,554 Hendricks et al. (April 2000)  
6,148,142 Anderson (November 2000)  
6,233,389 Barton et al. (May 2001)  
2001/0002852 A1 Kwoh (June 7, 2001)  
2001/0005906 A1 Humpleman (July 26, 2001)  
2001/0024425 A1 Tsunoda et al. (September 27, 2001)  
2001/0024566 A1 Mankowitz (September 27, 2001)  
2001/0029538 A1 Blockton et al. (October 11, 2001)  
2001/0029583 A1 Palatov et al. (October 11, 2001)  
2001/0031066 A1 Meyer et al. (October 18, 2001)  
2001/0032132 A1 Moran (October 18, 2001)  
2001/0032133 A1 Moran (October 18, 2001)  
2001/0034714 A1 Terao et al. (October 25, 2001)  
2001/0034883 A1 Zigmond (October 25, 2001)

Foreign Patent Documents

EP 0 683 943 B1 (November 29, 1995)  
EP 0 975 111 A2 (January 26, 2000)  
EP 0 984 631 A1 (March 8, 2000)  
EP 1 143 721 A1 (March 8, 2000)  
WO 99/18727 (April 15, 1999)  
WO 00/07368 (February 10, 2000)

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**F. Storage Devices and Storage Media**

U.S. Patent Documents

3,983,317 Glorioso (September 1976)  
4,094,010 Pepperl et al. (June 1978)  
4,332,022 Ceshkovsky et al. (May 1982)  
4,908,713 Levine (March 1990)  
4,949,187 Cohen (August 1990)  
5,107,107 Osborne (April 1992)  
5,123,046 Levine (June 1992)  
5,182,669 Chikuma et al. (January 1993)  
5,235,587 Bearden et al. (August 1993)  
5,251,193 Nelson et al. (October 1993)  
5,297,204 Levine (March 1994)  
5,365,282 Levine (November 1994)  
5,373,330 Levine (December 1994)  
5,414,756 Levine (May 1995)  
5,420,647 Levine (May 1995)  
5,473,584 Oshima (December 1995)  
5,508,815 Levine (April 1996)  
5,513,260 Ryan (April 1996)  
5,557,541 Schulhof et al. (September 1996)  
5,568,272 Levine (October 1996)  
5,592,626 Papadimitriou et al. (January 1997)  
5,627,895 Owaki (May 1997)  
5,630,067 Kindell et al. (May 1997)  
5,646,603 Nagata et al. (July 1997)  
5,692,214 Levine (November 1997)  
5,717,814 Abecassis (February 1998)  
5,748,716 Levine (May 1998)  
5,805,763 Lawler et al. (September 1998)  
5,818,806 Wong et al. (October 1998)  
5,826,123 Lai (October 1998)  
5,841,979 Schulhof et al. (November 1998)  
5,854,779 Johnson et al. (December 1998)  
5,915,068 Levine (June 1999)  
5,963,264 Jackson (October 1999)  
5,969,283 Looney et al. (October 1999)  
6,067,107 Travaille et al. (May 2000)  
6,091,883 Artigas et al. (July 2000)  
6,115,348 Guerra (September 2000)  
6,148,428 Welch et al. (November 2000)  
6,240,401 Oren et al. (May 2001)  
Reissue 35,954 Levine (November 1998)  
2001/0029583 A1 Palatov et al. (October 11, 2001)

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Foreign Patent Documents

EP 0 954 179 A2 (November 3, 1999)

EP 0 994 470 A2 (April 19, 2000)

Other Documents

- "Calimetrics' Multilevel Technology Enables Higher-Performance CD/DVD Recorders: An IDC White Paper," Wolfgang Schlichting, (Copyright 2000).
- "DataPlay, Inc. - Universal Recording Media - Discover,"  
[http://www.dataplay.com/jsp\\_files/en/discover/index-music.jsp](http://www.dataplay.com/jsp_files/en/discover/index-music.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - What's Playing on DataPlay,"  
<http://www.dataplay.com/servlets/ProductList?action=productSearch>, downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - What's Playing on DataPlay,"  
[http://www.dataplay.com/jsp\\_files/en/whatsplaying/products.jsp](http://www.dataplay.com/jsp_files/en/whatsplaying/products.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - What's Playing on DataPlay,"  
[http://www.dataplay.com/jsp\\_files/en/whatsplaying/products.jsp?action=details](http://www.dataplay.com/jsp_files/en/whatsplaying/products.jsp?action=details), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - Industry,"  
[http://www.dataplay.com/jsp\\_files/en/industry/products-digitalmedia.jsp](http://www.dataplay.com/jsp_files/en/industry/products-digitalmedia.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - Industry,"  
[http://www.dataplay.com/jsp\\_files/en/industry/products-engines.jsp](http://www.dataplay.com/jsp_files/en/industry/products-engines.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - Industry,"  
[http://www.dataplay.com/jsp\\_files/en/industry.contentproviders.jsp](http://www.dataplay.com/jsp_files/en/industry.contentproviders.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - Industry,"  
[http://www.dataplay.com/jsp\\_files/en/industry/products-contentkey.jsp](http://www.dataplay.com/jsp_files/en/industry/products-contentkey.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "DataPlay, Inc. - Universal Recording Media - Industry,"  
[http://www.dataplay.com/jsp\\_files/en/industry/index.jsp](http://www.dataplay.com/jsp_files/en/industry/index.jsp), downloaded and printed on 5/14/02, (Copyright 2001).
- "What's Playing on DataPlay - Everything Digital," DataPlay Micro-optical Engine Product Brochure, downloaded and printed on 5/14/02, (Copyright 2000-2002).
- "What's Playing on DataPlay - Everything Digital," DataPlay Digital Media Product Brochure, downloaded and printed on 5/14/02, (Copyright 2000-2001).

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**G. Interactive Content**

U.S. Patent Documents

4,536,791 Campbell et al. (August 1985)  
5,051,822 Rhoades (September 1991)  
5,355,302 Martin et al. (October 1994)  
5,418,713 Allen (May 1995)  
5,508,815 Levine (April 1996)  
5,559,549 Hendricks et al. (September 1996)  
5,568,272 Levine (October 1996)  
5,592,551 Lett et al. (January 1997)  
5,638,113 Lappington et al. (June 1997)  
5,640,453 Schuchman (June 1997)  
5,689,799 Dougherty et al. (November 1997)  
5,692,214 Levine (November 1997)  
5,721,951 DorEl (February 1998)  
5,724,091 Freeman et al. (March 1998)  
5,734,413 Lappington et al. (March 1998)  
5,761,606 Wolzien (June 1998)  
5,805,154 Brown (September 1998)  
5,805,763 Lawler et al. (September 1998)  
5,825,407 Cowe et al. (October 1998)  
5,848,352 Dougherty et al. (December 1998)  
5,874,985 Matthews, III (February 1999)  
5,915,068 Levine (June 1999)  
5,963,264 Jackson (October 1999)  
5,969,715 Dougherty et al. (October 1999)  
6,052,554 Hendricks et al. (April 2000)  
6,067,107 Travaille et al. (May 2000)  
2001/0003846 A1 Rowe et al. (June 14, 2001)  
2001/0010095 A1 Ellis et al. (July 26, 2001)  
2001/0018858 A1 Dwek (September 6, 2001)  
2001/0024566 A1 Mankowitz (September 27, 2001)  
2001/0029583 A1 Palatov et al. (October 11, 2001)  
2001/0030660 A1 Zainouline (October 18, 2001)  
2001/0031066 A1 Meyer et al. (October 18, 2001)  
2001/0032132 A1 Moran (October 18, 2001)  
2001/0032133 A1 Moran (October 18, 2001)  
2001/0034635 A1 Winters (October 25, 2001)

Foreign Patent Documents

EP 0 954 176 A2 (November 3, 1999)  
EP 0 954 179 A2 (November 3, 1999)  
EP 0 977 389 A2 (February 2, 2000)

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EP 0 984 631 A1 (March 8, 2000)  
WO 96/34494 (October 31, 1996)

Other Documents

- "Wink Television Press Room," <http://www.wink.com/contents/PressReleases.shtml>, downloaded and printed on 5/14/02.
- "Wink Announces First National Advertising Partners: AT&T, Levi Strauss & Co., and GE," <http://www.wink.com/contents/PressReleases/930708938/content.shtml>, downloaded and printed on 5/14/02, dated Sept. 9, 1998.
- "Wink Communications, Inc., Changes the Advertising Landscape," <http://www.wink.com/contents/PressReleases/930709807/content.shtml> downloaded and printed on 5/14/02, dated January 21, 1999.
- "Wink's History," <http://www.wink.com/contents/history.shtml>, downloaded and printed on 5/14/02.
- "How Wink Works," <http://www.wink.com/contents/howitworks.shtml>, downloaded and printed on 5/14/02.
- "What is Wink: Examples," <http://www.wink.com/contents/examples.shtml>, downloaded and printed on 5/14/02.
- "The Wink System," [http://www.wink.com/contents/tech\\_diagram.shtml](http://www.wink.com/contents/tech_diagram.shtml), downloaded and printed on 5/14/02.
- "Wink Response Server and Wink Response Network," [http://www.wink.com/contents/tech\\_wrs.shtml](http://www.wink.com/contents/tech_wrs.shtml), downloaded and printed on 5/14/02.
- "ICAP and HTML (ATVEF)," [http://www.wink.com/contents/tech\\_icap.shtml](http://www.wink.com/contents/tech_icap.shtml), downloaded and printed on 5/14/02.
- "Wink Studio and Wink Server Studio," [http://www.wink.com/contents/tech\\_studio.shtml](http://www.wink.com/contents/tech_studio.shtml), downloaded and printed on 5/14/02.
- "Wink Broadcast Server," [http://www.wink.com/contents/tech\\_wbs.shtml](http://www.wink.com/contents/tech_wbs.shtml), downloaded and printed on 5/14/02.
- "Wink Client Software," [http://www.wink.com/contents/tech\\_engine.shtml](http://www.wink.com/contents/tech_engine.shtml) downloaded and printed on 5/14/02.

**H. Broadcast Systems and Methods including Scheduling**

U.S. Patent Document

3,848,193 Martin et al. (November 1974)  
4,536,791 Campbell et al. (August 1985)  
4,829,569 Seth-Smith et al. (May 1989)  
4,862,268 Campbell et al. (August 1989)  
5,046,090 Walker et al. (September 1991)  
5,191,573 Hair (March 1993)  
5,260,778 Kauffman et al. (November 1993)

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5,274,762 Peterson et al. (December 1993)  
5,311,423 P. Deborah Clark (May 1994)  
5,319,735 Preuss et al. (June 1994)  
5,420,923 Beyers, II et al. (May 1995)  
5,428,606 Moskowitz (June 1995)  
5,497,186 Kawasaki (March 1996)  
5,497,479 Hornbuckle (March 1996)  
5,559,549 Hendricks et al. (September 1996)  
5,592,626 Papadimitriou et al. (January 1997)  
5,661,516 Carles (August 1997)  
5,675,734 Hair (October 1997)  
5,684,918 Abecassis (November 1997)  
5,686,954 Yoshinobu et al. (November 1997)  
5,689,799 Dougherty et al. (November 1997)  
5,701,161 Williams (December 1997)  
5,721,827 Logan et al. (February 1998)  
5,724,525 Beyers, II et al. (March 1998)  
5,758,257 Herz et al. (May 1998)  
5,760,820 Eda et al. (June 1998)  
5,790,202 Kummer et al. (August 1998)  
5,805,154 Brown (September 1998)  
5,832,287 Atalla (November 1998)  
5,874,985 Matthews, III (February 1999)  
5,943,670 Prager (August 1999)  
5,959,945 Klieman et al. (September 1999)  
5,963,264 Jackson (October 1999)  
5,966,440 Hair (October 1999)  
5,974,396 Anderson et al. (October 1999)  
5,988,078 Levine (November 1999)  
6,052,554 Hendricks et al. (April 2000)  
6,150,964 McLaughlin (November 2000)  
2001/0013037 A1 Matsumoto (August 9, 2001)  
2001/0016836 A1 Boccon Gibod et al. (August 23, 2001)  
2001/0017920 A1 Son et al. (August 30, 2001)  
2001/0018742 A1 Hirai (August 30, 2001)  
2001/0023416 A1 Hosokawa (September 20, 2001)  
2001/0024425 A1 Tsunoda et al. (September 27, 2001)  
2001/0025259 A1 Rouchon (September 27, 2001)  
2001/0032312 A1 Runje et al. (October 18, 2001)  
2001/0034883 A1 Zigmund (October 25, 2001)

Foreign Patent Documents

EP 0 954 176 A2 (November 3, 1999)  
EP 0 954 179 A2 (November 3, 1999)

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www.finnegan.com

EP 0 977 389 A2 (February 2, 2000)  
EP 1 104 195 A2 (May 30, 2001)  
EP 1 143 721 A1 (October 10, 2001)  
WO 91/03112 (March 7, 1991)  
WO 96/34467 (November 31, 1996)  
WO 96/34494 (November 31, 1996)  
WO 01/47249 (June 7, 2001)

**I. Neuron Circuits**

U.S. Patent Documents

5,621,863 Boulet et al. (April 1997)  
5,701,397 Steimle et al. (December 1997)  
5,710,869 Godefray et al. (January 1998)  
5,717,832 Steimle et al. (February 1998)  
5,740,326 Boulet et al. (April 1998)

**J. Advertising/ Promotions/ Catalogs/ User Profiles**

U.S. Patent Documents

5,233,423 Jernigan et al. (August 1993)  
5,283,731 LaLonde et al. (February 1994)  
5,543,856 Rosser et al. (August 1996)  
5,661,516 Carles (August 1997)  
5,686,954 Yoshinobu et al. (November 1997)  
5,721,827 Logan et al. (February 1998)  
5,758,257 Herz et al. (May 1998)  
5,848,129 Baker (December 1998)  
5,870,717 Wiecha (February 1999)  
5,943,670 Prager (August 1999)  
5,970,471 Hill (October 1999)  
5,970,472 Allsop et al. (October 1999)  
5,970,473 Gerzberg et al. (October 1999)  
5,970,475 Barnes et al. (October 1999)  
5,974,396 Anderson et al. (October 1999)  
5,988,078 Levine (November 1999)  
6,073,372 Davis (June 2000)  
2001/0013037 A1 Matsumoto (August 9, 2001)  
2001/0018858 A1 Dwek (September 6, 2001)  
2001/0023428 A1 Miyazaki et al. (September 20, 2001)  
2001/0024425 A1 Tsunoda et al. (September 27, 2001)  
2001/0034635 A1 Winters (October 25, 2001)

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In addition to the documents listed above, applicants bring to the attention of the Examiner the following commonly assigned pending U.S. Patent Applications:

09/385,671 Charles Eric HUNTER (filed August 27, 1999)  
09/436,281 Charles Eric HUNTER (filed November 8, 1999)  
09/476,078 Charles Eric HUNTER (filed December 30, 1999)  
09/487,978 Charles Eric HUNTER et al. (filed January 20, 2000)  
09/493,854 Charles Eric HUNTER et al. (filed January 28, 2000)  
09/502,069 Charles Eric HUNTER et al. (filed February 10, 2000)  
09/553,524 Charles Eric HUNTER et al. (filed April 20, 2000)  
09/645,087 Charles Eric HUNTER et al. (filed August 24, 2000)  
09/675,025 Charles Eric HUNTER et al. (filed September 28, 2000)  
09/707,273 Charles Eric HUNTER et al. (filed November 6, 2000)  
09/737,826 Charles Eric HUNTER et al. (filed December 15, 2000)  
09/855,992 Charles Eric HUNTER et al. (filed May 15, 2001)

Finally, applicants bring to the attention of the Examiner the website [www.commerce-tv.com](http://www.commerce-tv.com), although applicants do not have a copy of the website and the website is apparently no longer in use.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that any of the applied documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b), for which no fee is believed due. If there are any fees due in connection with the filing of this Statement, please charge the fees to Deposit Account No. 06-0916.

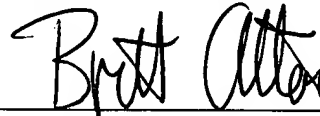
Respectfully submitted,

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